

CITY OF HORSESHOE BAY

ORDINANCE NO. ORD 08-05-27A

**AMENDMENT TO THE SIGN ORDINANCE TO PROHIBIT
ELECTRONIC LIGHT EMITTING DIODE (LED) SIGNS**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HORSESHOE BAY, TEXAS, AMENDING ORDINANCE NO. ORD 07-09-18A THE SIGN ORDINANCE, AMENDING ARTICLE II, SECTION (d) DEFINITIONS TO ADD A DEFINITION FOR ELECTRONIC LIGHT EMITTING DIODE (LED) SIGNS AND AMENDING ARTICLE V PROHIBITED SIGNS BY ADDING A NEW SECTION (ff) TO PROHIBIT ELECTRONIC LIGHT EMITTING DIODE (LED) SIGNS.

WHEREAS, on September 18, 2007, the City Council of the City of Horseshoe Bay, Texas adopted Ordinance No. 07-09-18A, the Sign Ordinance; and

WHEREAS, the Texas Department of Transportation on February 28, 2008 adopted new rules relating specifically to electronic LED signs, wherein TXDOT will permit electronic LED signs to be located in a City or its extraterritorial jurisdiction if such sign is first approved by the City in which the sign would be located, and

WHEREAS, the City Council of the City of Horseshoe Bay has determined that electronic LED signs are not a type of sign that is consistent with the nature and character of the City of Horseshoe Bay, and thus should not be permitted.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HORSESHOE BAY, TEXAS:

I. FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council, and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

II. AMENDMENT OF DEFINITIONS FOR ELECTRONIC LED SIGNS

The City Council of the City of Horseshoe Bay hereby amends Article II, Section (d) of Ordinance No. 07-09-18A, to add the following definition:

Sign, Electronic Light Emitting Diode (LED) means an electronic sign that uses light emitting diodes to display an image, which can look much like a television screen.

**III. AMENDMENT ADDING NEW SECTION PROHIBITING
ELECTRONIC LED SIGNS**

The City Council of the City of Horseshoe Bay hereby amends Article V Prohibited Signs, by adding a new Section (ff) to read as follows:

(ff) Electronic Light Emitting Diode (LED) Sign

IV. PROPER NOTICE AND MEETING

The meeting at which this Ordinance was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

V. EFFECTIVE DATE

This Ordinance shall become effective from and after its passage.

ADOPTED AND APPROVED this 27th day of May, 2008 by a vote of the City Council of the City of Horseshoe Bay, Texas.

CITY OF HORSESHOE BAY, TEXAS

/S/
Robert W. Lambert, Mayor

ATTEST:

/S/
Teresa L. Moore, City Secretary